

Remarks

Claims 1-18 are at issue. Claims 1-18 stand rejected under 35 USC 102 (e) as being anticipated by Prompt (US Pub. No. 2006,0020586).

Final

The Final is inappropriate and **MUST BE WITHDRAWN**. The Patent Office cites a new reference in the present Office Action. No new search was required, because the amendment to the claims was merely to overcome an indefiniteness rejection. Making the present Office Action Final is not allowed under the rules of Patent Law and does not comport with due process.

Piecemeal Prosecution

The reference, Prompt (US Pub. No. 2006/0020586), if relevant should have been cited in the very first Office Action. The present application has had four Office Actions, three responses, a Pre-Appeal Brief, and Appeal Brief. The last Office Action only rejected the claims based on 35 USC 112 second paragraph. The applicant clearly overcame this rejection and should have received a Notice of Allowance. MPEP 707.07(g) and 37 CFR1.104 require that the PTO provide all valid grounds for rejecting the claims in an application in a single action. This piecemeal examination is not allowed under the law, is expensive for both the applicant and the PTO and a waste of resources and time of both the PTO and the applicant. The applicant demands that the Patent Office quit wasting the applicant's time and resources by citing more irrelevant prior art references.

35 USC 102 (e)

Prompt is concerned with an "Internet directory service or universal addressing scheme" Paragraph 0019. He is not concerned with a method of processing and generation of data messages into components. Prompt is clearly not directed to the same problem as the present application.

Claim 1 recites defining a bizdocument containing XML which defines a data message. The Patent Office points to paragraphs 0025, 0132 and 0159. Paragraphs 0025 and 0132 do not even mention XML. Paragraph 0159 does mention XML, but it describes a module for mapping relational objects into an XML format. This does not mention anything about the bizdocument defining a data message, just a format translator. Nor does it discuss that module contains XML.

Claim 1 recites "providing the ability of a client system to request a specific BizDocument". The Patent Office points to paragraphs 0132, 0137 & 0142. Paragraph 0132 only discusses a virtual directory service VDS. This cannot be the bizdocument since it does not contain XML, nor is a directory defining a data message. Paragraph 0137 just describes a client station and has absolutely nothing to do with a BizDocument. Paragraph 0142 just describes the main memory unit that may have a web browser that can process XML. This is not a Bizdocument that contains XML and defines a data message. Since none of these paragraphs describe anything analogous to a Bizdocument, they clearly do not provide a client system the ability to request a specific Bizdocument.

Claim 1 is clearly allowable. Prompt is no more relevant than the previous prior art cited. The Patent Office must quit stalling and allow the present application.

Claim 2 recites a Bizcomponent that is processed during the processing of the BizDocument. Since Prompt clearly does not have BizDocuments he cannot have BizComponents. Claim 2 is clearly allowable.

Claims 3-14 are allowable for the same reasons as claim 2.

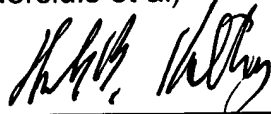
Claim 15 recites that the format of the BizDocument, BizComponent and BizDriver are XML. Prompt does not show any executable components that have an XML format. Claim 15 is clearly allowable.

Claims 16-18 are allowable as being dependent upon an allowable base claim.

Prompt reconsideration and allowance are respectfully requested.

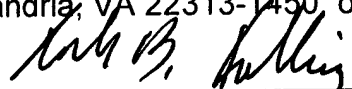
Respectfully submitted,

(Vandersluis et al)

By 
Attorney for the Applicant
Dale B. Halling
Phone: (719) 447-1990
Fax: (719) 447-9815
Reg. No. 38,170
Customer No. 25,007

I hereby certify that an Response is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, P.O. Box 1450 Alexandria, VA 22313-1450, on:

12/11/02
Date


Signature (Dale Halling)